



FOREIGN AFFAIRS MANUAL

VOLUME 9 – Visas

Transmittal Letter: VISA-187

Date: March 30, 1999

40.41 EXHIBIT I; 41.2 REGS/STATUTES AND NOTES; AND 41.105 REGS/STATUTES

MAJOR CHANGES

1. **40.41 Exhibit I:** This exhibit has been updated to reflect the revised HHS Poverty Guidelines published in the *Federal Register* on March 18, 1999 [64 FR 13428]. These guidelines take effect on May 1, 1999.

2. **41.2 Regs/Statutes:** 41.2(f) is revised to reflect an amendment to DOS regulations to allow nationals of the BVI who are visitors for business or pleasure to apply for admission to the United States without nonimmigrant visas. [64 FR 7989, Feb. 18, 1999.]

3. **41.2 Notes:** N5 informs the applicant that he or she may be issued a visa without paying the reciprocity fee, however, the alien must now pay the mandatory MRV fee. N7 is new in its entirety. N11 extends the Visa Waiver Pilot Program (VWPP).

4. **41.105 Regs/Statutes:** The Department has revised the regulation (a)(3) to eliminate the provision to waive the photograph for nonimmigrant visa applicants.

5. **41.105 Exhibit I:** This exhibit is removed since the Machine Readable Visa (MRV) requires a photograph for each applicant.

6. Revisions since the last update appear in italics. The italics will be removed the next time the section is updated. Only the current changes will appear in italics. Italics provide the historical record of changes.

7. Officers are reminded that Department-issued materials not codified in the *Foreign Affairs Manual* or its supplemental *Foreign Affairs Handbook* series generally have no regulatory validity [see 2 FAM 1115.2].

FILING INSTRUCTIONS

1. Remove 40.41 Exhibit I (TL:VISA-179; 08-21-1998 – 2 pages) and insert the revised identically numbered exhibit.

2. Remove 41.2 Regs/Statutes (TL:VISA-177; 04-30-1998 – 11 pages) and insert the revised identically numbered section.
3. Remove 41.2 Notes (TL:VISA-164; 4-25-97 – 11 pages) and insert the revised identically numbered section.
4. Remove 41.105 Regs/Statutes (TL:VISA-155; 10-18-96 – 2 pages) and insert the identically numbered section.
5. Remove and destroy 41.105 Exhibit I (TL:VISA-79; 5-14-93 – 1 page).
6. After inserting the material in the binder, insert this transmittal letter immediately following the TL Checklist, fill in the entry line for TL:VISA-187, and initial.

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(CA/VO/L/R)